



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION
P.O. BOX 25201, RALEIGH, N.C. 27611-5201

CERTIFICATION OF RULEMAKING

Certifying Agency: Department of Transportation

Certified Rule (Citation): Highway Traffic Ordinances 2004-083, 2004-084

Action: ☒ Adoption ☐ Amendment ☐ Repeal

Formal Action Date:

Statutory Authority:

Public Notice Date:

GS 20-141, 20-141.1

N/A

Public Hearing Date

Public Hearing Not Required For This Action Under:

N/A

GS 150A-1, 20-1

Rule Summary (Also indicate change in rule if amended):

Rural Speed Zones, Temporary Work Zones

Circumstances Requiring Rule Adoption, Amendment or Repeal:

Necessary for public safety and welfare.

Effective Date: May 26, 2004


OFFICER SIGNATURE

J. Kevin Lacy, P.E.

TYPED NAME

State Traffic Engineer

TITLE

BOARD OF TRANSPORTATION
HIGHWAY TRAFFIC ORDINANCES

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S. 143B-350 (f), (g) (see 19A NCAC 4A.0104).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary highway system of North Carolina pursuant to authority of N.C.G.S. 143B-350 (f), (g), (see 19A NCAC 4A.0104).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 20-141, 20-141.1.

RURAL SPEED ZONES

RESCIND THE FOLLOWING SPEED LIMITS

DIVISION 06

CUMBERLAND COUNTY

Ordinance Number	Route	Description	Length (Miles)	Limit (MPH) Cars - Trucks	
250300139	NC 59	From SR 1210, northward for a distance of 0.90 mile, west of Fayetteville.	0.90	35	35
250300140	NC 59	From a point 0.90 mile north of SR 1210, northward to SR 1260, west of Fayetteville, (Except a 25 mph zone in effect, at J. W. Coon Elementary School, from 30 minutes before to 30 minutes after school begins and ends on school days only).	0.04	35	35
250300141	NC 59	From SR 1141, northward for a distance of 0.83 mile, west of Fayetteville.	0.83	45	45
250300559	NC 59	From the northern corporate limit of Hope Mills, a point approximately 0.20 mile north of SR 1141 (Cumberland Road), northward for a distance of 0.63 mile.	0.63	45	45
250301112	NC 59	From a point 0.83 mile north of SR 1141, northward to SR 1267, (Except a 25 mph School Speed Zone at Sherwood Park Elementary School in effect from 30 minutes before to 30 minutes after school begins and ends on school days only.)	0.78	35	35

BOARD OF TRANSPORTATION

HIGHWAY TRAFFIC ORDINANCES

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Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 20-141, 20-141.1.

TEMPORARY WORK ZONE SPEEDING PENALTY

DECLARE THE FOLLOWING SPEED LIMITS

DIVISION 9

DAVIE COUNTY

Ordinance Number	Route	Description	Length Miles	Limit (MPH)	
				Cars	Trucks
290500005	I-40 EB	Eastbound lanes from a point 1.15 miles west of NC 801 eastward to NC 801, (except a 60 mph construction speed zone in effect only when signs are posted and associated with a lane closure as provided by the traffic control plans for TIP Project No. I-4741).	1.15	70	70
290500006	I-40 WB	Westbound lanes from a point 0.65 mile west of NC 801 eastward to NC 801, (except a 60 mph construction speed zone in effect only when signs are posted and associated with a lane closure as provided by the traffic control plans for TIP Project No. I-4741).	0.65	70	70

TEMPORARY WORK ZONE SPEEDING PENALTY

DECLARE THE FOLLOWING SPEED LIMITS

DIVISION 9

DAVIE COUNTY

Ordinance Number	Route	Description	Length Miles	Limit (MPH) Cars - Trucks	
290500007	I-40 EB	Eastbound lanes from NC 801 eastward 1.50 miles to the Forsyth County Line, (except a 55 mph construction speed zone in effect only when signs are posted and associated with a lane closure as provided by the traffic control plans for TIP Project No. I-4741).	1.50	65	65
290500008	I-40 WB	Westbound lanes from NC 801 eastward 1.50 miles to the Forsyth County Line, (except a 55 mph construction speed zone in effect only when signs are posted and associated with a lane closure as provided by the traffic control plans for TIP Project No. I-4741).	1.50	65	65
290500009	I-40 EB	Declare a \$250 penalty for exceeding the posted speed limit on eastbound I-40 from a point 1.15 miles west of NC 801 eastward to NC 801, (to be in effect only when signs are posted and associated with a lane closure as provided by the traffic control plans for TIP Project No. I-4741). W.B.S. No. 36365.1.1.	1.15	60	60
2905000010	I-40 WB	Declare a \$250 penalty for exceeding the posted speed limit on westbound I-40 from a point 0.65 mile west of NC 801 eastward to NC 801, (to be in effect only when signs are posted and associated with a lane closure as provided by the traffic control plans for TIP Project No. I-4741). W.B.S. No. 36365.1.1.	0.65	60	60
2905000011	I-40 EB	Declare a \$250 penalty for exceeding the posted speed limit on eastbound I-40 from NC 801 eastward 1.50 miles to the Forsyth County Line, (to be in effect only when signs are posted and associated with a lane closure as provided by the traffic control plans for TIP Project No. I-4741). W.B.S. No. 36365.1.1.	1.50	55	55

TEMPORARY WORK ZONE SPEEDING PENALTY

DECLARE THE FOLLOWING SPEED LIMITS

DIVISION 9

DAVIE COUNTY

Ordinance Number	Route	Description	Length Miles	Limit (MPH) Cars - Trucks	
290500012	I-40 WB	Declare a \$250 penalty for exceeding the posted speed limit on westbound I-40 from NC 801 eastward 1.50 miles to the Forsyth County Line, (to be in effect only when signs are posted and associated with a lane closure as provided by the traffic control plans for TIP Project No. I-4741). W.B.S. No. 36365.1.1.	1.50	55	55

RESCIND THE FOLLOWING SPEED LIMITS

Ordinance Number	Route	Description	Length (Miles)	Limit (MPH) Cars - Trucks	
290500001	I-40 EB	Declare a \$250 penalty for exceeding the posted speed limit on I-40 East, from a point 1.15 miles west of NC 801 eastward to the Forsyth County line. To be in effect only when lane closure are in use. For TIP Project No. I-4741). W.B.S. # 36365.1.1.	2.65	55	55
290500002	I-40 WB	Declare a \$250 penalty for exceeding the posted speed limit on I-40 West, from a point 0.65 mile west of NC 801 eastward to the Forsyth County line. To be in effect only when lane closure are in use. For TIP Project No. I-4741). W.B.S. # 36365.1.1.	2.15	55	55
290500003	I-40 EB	From a point 1.15 miles west of NC 801 eastward to the Forsyth County line.	2.65	55	55
290500004	I-40 WB	From a point 0.65 mile west of NC 801 eastward to the Forsyth County line.	2.15	55	55

The foregoing Highway Traffic Ordinances are hereby adopted in accordance with the General Statutes of North Carolina (G.S. 136-18 (5); 143B-350 (f), 143B-350 (g) and 19ANCAC 4A.0004). The Highway Traffic Ordinances herein adopted are identified as follows:

ORDINANCE NO.	ORDINANCE TYPE	ADOPT	REPEAL	AMEND	EFFECTIVE DATE
2004-083	Rural Speed Zones		5		May 26, 2004
2004-084	Temporary Work Zone	8	4		May 26, 2004

The Division Engineer for each affected Division shall cause to be erected appropriate signs indicating the action of the State Traffic Engineer, and these ordinances shall be in full force and effect from and after the erection of such signs.


State Traffic Engineer

May 26, 2004
Date